

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBITS:

**JOINT MOTION TO DISMISS DEFENDANT
AMERICAN MEDICAL SYSTEMS, INC. WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibits A-E and defendant American Medical Systems, Inc. ("AMS") advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and AMS jointly move the court to dismiss AMS as a defendant in these actions with prejudice, and terminate AMS from the docket in the actions, parties to bear their own costs. Other defendants remain in these actions, and plaintiffs will continue to pursue these actions against them.

Respectfully:

/s/ Barbara Binis
Barbara Binis
REED SMITH
Three Logan Square, Suite 3100
1717 Arch Street
Philadelphia, PA 19103
215.851.8100 (phone)
215.851.1420 (fax)
bbinis@reedsmith.com

/s/ Erik W. Legg
Erik W. Legg (WVSB 7738)
FARRELL, WHITE & LEGG PLLC
P.O. Box 6457
Huntington, WV 25772-6457
304.522.9100 (phone)
304.522.9162 (fax)
ewl@farrell3.com

Attorneys for Defendant American Medical Systems, Inc.

/s/ Bryan F. Aylstock

Bryan F. Aylstock
AYLSTOCK WITKIN KREIS & OVERHOLTZ
Suite 200
17 East Main Street
Pensacola, FL 32502
850.202.1010 (phone)
850.916.7449 (fax)
baylstock@awkolaw.com
Attorney for Plaintiff on Exhibit A

/s/ Gregory L. Laker

Gregory L. Laker
COHEN & MALAD
Suite 1400
One Indiana Square
Indianapolis, IN 46204
317.636.6481 (phone)
317.636.2593 (fax)
glaker@cohenandmalad.com
Attorney for Plaintiff on Exhibit B

/s/ Bill Robins, III

Bill Robins, III
HEARD ROBINS CLOUD & BLACK
Suite 200
300 Paseo de Peralta
Santa Fe, NM 87501
505.986.0600 (phone)
505.986.0632 (fax)
robins@heardrobins.com
Attorneys for Plaintiff on Exhibit C

/s/ Willard J. Moody, Jr.

Willard J. Moody, Jr.
THE MOODY LAW FIRM
P. O. Box 1138
Portsmouth, VA 23705
757.393.6020 (phone)
757.399.3019 (fax)
will@moodyrrlaw.com
Attorney for Plaintiff on Exhibit D

/s/ Derek H. Potts

Derek H. Potts

THE POTTS LAW FIRM

Suite 350

100 Waugh Drive

Houston, TX 77007

713.963.8881 (phone)

713.583.5388 (fax)

dpotts@potts-law.com

Attorney for Plaintiff on Exhibit E

Dated: February 16, 2017

EXHIBIT A – AYLSTOCK WITKIN KREIS & OVERHOLTZ

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-09142	Joan M. Slanec v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT B – COHEN & MALAD LLP

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-27736	Monica L. Fox v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT C – HEARD ROBINS CLOUD & BLACK

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-04844	Lynn Scott, Gregory Scott v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT D – THE MOODY LAW FIRM

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-00144	Julie Miller v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT E – THE POTTS LAW FIRM

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-03216	Patricia Auzenne v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on February 16, 2017, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Barbara R. Binis